

**21137. Adulteration of green olives with peppers. U. S. v. 28 Barrels \* \* \*.**  
(F. D. C. No. 36340. Sample No. 82748-L.)

**LIBEL FILED:** March 3, 1954, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about March 12 and April 14, 1953, by James E. Fox & Co., Inc., from New York, N. Y.

**PRODUCT:** 28 barrels, each containing 48 gallons, of green olives with peppers at McKees Rocks, Pa.

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-damaged olives.

**DISPOSITION:** April 9, 1954. Default decree of condemnation and destruction.

**21138. Adulteration of olives with pimento. U. S. v. 195 Cases, etc. (F. D. C. No. 36261. Sample Nos. 62447-L to 62449-L, incl., 62668-L to 62670-L, incl.)**

**LIBEL FILED:** December 22, 1953, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about January 5, March 21 and 27, and May 21, 1953, from Seville, Spain.

**PRODUCT:** 195 cases, each containing 24 10-ounce jars, and 386 cases, each containing 12 1-pound, 5-ounce jars, of olives with pimento at St. Louis, Mo.

**RESULTS OF INVESTIGATION:** The product, after its arrival at St. Louis, was repackaged by the A. C. L. Haase Co.

**LABEL, IN PART:** (Jar) "Haase's Magic Circle Salad Olives Spanish Olives and Pimento."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of insect-infested and insect-damaged olives; and, Section 402 (a) (4), the article had been prepared under insanitary conditions whereby it may have become contaminated with filth. The article was adulterated while held for sale after shipment in interstate commerce.

**DISPOSITION:** January 25, 1954. Default decree of condemnation and destruction.

### **TOMATOES**

**21139. Adulteration of canned tomatoes. U. S. v. 328 Cases \* \* \* (and 1 other seizure action). (F. D. C. Nos. 35631, 36672. Sample Nos. 39356-L, 39359-L.)**

**LIBELS FILED:** September 16 and 29, 1953, Eastern District of Virginia.

**ALLEGED SHIPMENT:** On or about August 10 and 15, 1953, by the Hynson Canning Co., from Federalsburg, Md.

**PRODUCT:** 1,054 cases, each containing 24 cans, of tomatoes at Norfolk, Va.

**LABEL, IN PART:** (Can) "Bulow Tomatoes Contents 1 Lb." and "Hi-Sun Tomatoes Contents 1 lb. Packed in U. S. A. Distributed by Hynson Canning Co. Federalsburg, Md."